

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X

IN RE APPLICATION OF SUKHBAATAR :  
BATBOLD FOR AN ORDER PURSUANT :  
TO 28 U.S.C. § 1782 : 21-mc-000218-RA-OTW  
:  
:

-----X

**DECLARATION OF ARON FISCHER IN SUPPORT OF  
K2 INTEGRITY'S MEMORANDUM OF LAW IN OPPOSITION TO SUKHBAATAR  
BATBOLD'S APPLICATION FOR AN ORDER PURSUANT TO 28 U.S.C. § 1782**

I, ARON FISCHER, hereby declare under penalty of perjury pursuant to 28  
U.S.C. § 1746 as follows:

1. My name is Aron Fischer. I am a partner at the law firm Patterson Belknap Webb  
& Tyler LLP, counsel for K2 Integrity Holdings, Inc., and as such I am familiar with the facts  
stated herein.

2. Attached hereto as Exhibit A is a true and correct copy of the Declaration of  
Nyamdorj Sharavdorj in support of *Ex Parte* Petition for an Order Directing Discovery from  
JPMorgan Chase Bank, N.A. Pursuant to 28 U.S.C. § 1782, Doc. 13, 21-mc-00178-VB  
(S.D.N.Y. Mar. 17, 2021) ("First Sharavdorj Declaration").

3. Attached hereto as Exhibit B is a true and correct copy of the exhibits appended to  
the First Sharavdorj Declaration.

4. Attached hereto as Exhibit C is a true and correct copy of the First Affidavit of  
Jules B. Kroll, *Agency for Policy Coordination on State Property et al. v. Batbold Sukhbaatar et  
al.*, NYCSEF Doc. No. 27, Index No. 656507/2020 (N.Y. County Nov. 25, 2020). The

appendices, charts, and exhibits to this affidavit are not filed herewith but are publicly available on the docket of *Agency for Policy Coordination on State Property et al. v. Batbold Sukhbaatar et al.*, Index No. 656507/2020 (N.Y. County Nov. 25, 2020) as NYSCEF Doc. Nos. 28-48.

5. Attached hereto as Exhibit D is a true and correct copy of the Summons and Complaint, *Agency for Policy Coordination on State Property et al. v. Batbold Sukhbaatar et al.*, NYCSEF Doc. No. 1, Index No. 656507/2020 (N.Y. County Nov. 25, 2020).

6. Attached hereto as Exhibit E is a true and correct copy of the Stipulation, *Agency for Policy Coordination on State Property et al. v. Batbold Sukhbaatar et al.*, NYCSEF Doc. No. 195, Index No. 656507/2020 (N.Y. County Dec. 22, 2020).

7. Attached hereto as Exhibit F is a true and correct copy of Janet Morissey, *A Corporate Sleuth Tries the Credit Rating Field*, N.Y. TIMES, Feb. 26, 2011, available at <https://www.nytimes.com/2011/02/27/business/27kroll.html>.

8. Attached hereto as Exhibit G is a true and correct copy of Julie Segal, *How to Break Up a Credit Rating Oligopoly*, INSTITUTIONAL INVESTOR, Oct. 3, 2018, available at <https://www.institutionalinvestor.com/article/b1b74shdr1pzjy/How-to-Break-Up-a-Credit-Ratings-Oligopoly>.

I declare under penalty of perjury that the foregoing is true and correct.

/s/ Aron Fischer  
Aron Fischer

Dated: May 3, 2021